

1 JUDGE RICHARD A. JONES  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE  
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12 UNITED STATES OF AMERICA, ) No. CR15-029-RAJ  
13 Plaintiff, )  
14 v. ) (PROPOSED) ORDER GRANTING  
15 BRIAN FARRELL, ) UNOPPOSED MOTION TO  
16 Defendant. ) CONTINUE TRIAL AND PRETRIAL  
17 MOTIONS DEADLINE  
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20 THE COURT has considered the unopposed motion by the defendant to continue  
21 the trial date and pretrial motions deadline and finds that:

22 In light of the circumstances that are presented in the motion, and in particular  
23 the discovery matter referenced in the motion,

24 THE COURT finds that a failure to grant a continuance would deny counsel the  
25 reasonable time necessary for effective preparation, taking into account the exercise of  
due diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

26 THE COURT also finds that the failure to grant a continuance of the trial date  
would result in a miscarriage of justice, 18 U.S.C. § 3161(h)(7)(B)(i).

27 THE COURT also finds that the ends of justice will be served by ordering a  
28 continuance in this case, that a continuance is necessary to ensure adequate time for  
29 effective case preparation, and that these factors outweigh the best interests of the  
30 public and the Defendant in a speedy trial.

Accordingly, THE COURT ORDERS that the defendant's Unopposed Motion to Continue Trial is GRANTED. The trial date is continued to April 25, 2016. The discovery cutoff is December 4, 2015. Defendant's deadline to file a motion to compel, if necessary, is December 11, 2015, by noon. The Government's response to Defense motion to compel is December 18, 2015, by noon. Defendant's reply is due December 21, 2015, by 4:00 p.m. The Court will conduct a hearing on Defendant's motion to compel, if necessary, on January 7, 2016. Pretrial motions (limited only to the late-disclosed materials) are due no later than February 4, 2016

THE COURT FURTHER ORDERS that the period of delay from the date of this Order to the new trial date is excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

DONE this \_\_\_\_ day of November, 2015.

Richard A. Jones  
United States District Judge

Presented by:

s/ *Nancy Tenney*  
Assistant Federal Public Defender  
Attorney for Brian Farrell